

APPLICANT:
SERIAL NO.:
FILED:
FOR:

Levesque et al.
10/080,499
February 22, 2002
DRUG ELUTING DEVICE FOR TREATING VASCULAR DISEASES

EXAMINER: C.A. AZPURU
ART UNIT: 1615

REMARKS

In accordance with the provisions of 37 C.F.R. § 1.97, this statement is being filed:

- (1) within three (3) months of the Filing Date or before the mailing date of the First Office Action on the merits; or
- (2) within three months of the mailing date of the PCT International Search Report; or
- X (3) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p), namely \$180.00, is included herein; or
- (4) after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and the requisite Certification, petition, and petition fee are included herein.

— A copy of the International Search Report is enclosed herewith.

It is respectfully requested that each of the documents shown on the attached form(s) PTO-1449 be made of record in this application.

Copies of these documents (CHECK ONE):

— are enclosed herewith; or

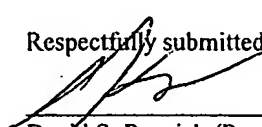
— have been cited in the parent application, and are thus not being resubmitted herein.

FEE AUTHORIZATION

The Commissioner is authorized to charge fee deficiencies or credit overpayments associated with this submission to the NIXON PEABODY LLP Deposit Account No. 50-0850.

Date: 2/9/04

Respectfully submitted,


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